

GOVERNMENT OF ANDHRA PRADESH

A B S R A C T

Social Welfare Department – Land Acquisition for House Sites – Guntur District – Borravaripalem, H/o Enamadala Village, Prathipadu Mandal - Land Acquired for provision of house sites to the weaker section people – Sanction of Rs.1,82,492/- towards balance decretal charges in AS No.753/2007 in OP No.219/97 – Orders- Issued.

SOCIAL WELFARE (LA.1) DEPARTMENT

G.O Rt.No. 9

Dated: 06.01.2014

Read the following

1. From the Dist Collector, Guntur Lr.No.563/2012-G1, dt 15.02.2012.
2. From the CSW, A.P., Hyderabad Lr.No. LA4/2117/2012, dt 03.8.2012.
3. From the Spl. CS & CCLA, AP, Hyd. Ref No S2/669/2012, dt : 01.08.2013

ORDER:

In the reference 3rd read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has informed that the LAO/RDO, Guntur has acquired land to an extent of Ac. 1.03 Cts in Sy. No : 129/A2 and 130/2 situated at Borravaripalem, H/o. Enamadala Village, Prathipadu Mandal, of Guntur District for providing of house sites to the weaker section people through LAO/RDO, Guntur Award No:2/95-96, dt : 20.10.1995 duly fixing the market value at Rs. 22,020/- per acre. On reference made U/s. 18 of the LA Act, the I Addl Sr. Civil Judge, Guntur in OP. No. 219/97 dated 05.02.2007 ordered as follows ;

“ That the petition be and the same is hereby allowed and the market value of the acquired land is fixed at the rate of Rs. 48,400/- per acre and the claimant is also entitled to other allowance as per the provisions of the land acquisition Act, and that there is no matter as to costs “.

Aggrieved by the Lower Court orders the Claimants have filed A.S. No ; 753/2007 in OP. No : 219/97 in Hon'ble High Court, Hyderabad, and the Hon'ble High Court on dated 21.02.2011 ordered as follows :

1. That the Judgement and Decree of the Court of the Addl. Sr. Civil Judge Guntur, dt : 5/2/2007 in OP. No : 219/1997 be and hereby is set aside and this Appeal suit is allowed.
2. That the Appellant / Claimant be and hereby is entitled to market rate for the acquired land at Rs.14/- per Sq yard.
3. That the appellant/Claimant be and hereby is entitled to all the statutory benefits as per the amended provisions of the Act, and
4. That there be no order as to costs in the Appeal Suit.

The Government Pleader for Appeals, High Court of AP, Hyderabad in his Lr dated 24.8.2011 has opined that it is not a fit case for filing an appeal. The District Collector, Guntur has submitted proposals for sanction of Rs.1,82,497/- towards payment of decretal charges in AS No.753/2007 in OP No.219/97 for the land acquired to an extent of Ac. 1.03 Cts in Sy. No : 129/A2 and 130/2 situated at Borravaripalem, H/o. Enamadala Village, Prathipadu Mandal, of Guntur District for providing of house sites to the weaker section people.

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2. The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad, after verification and scrutiny of the proposals submitted by the Commissioner of Social Welfare, A.P., Hyderabad/District Collector, Guntur, has forwarded proposals along with the comparative calculation sheet for sanction of Rs.1,82,492/- (Rupees One Lakh eighty two thousand four hundred and ninety two only) towards payment of decretal charges in A.S No.753/2007 in OP No.219/97 for the land acquired to an extent of Ac. 1.03 Cts in Sy. No : 129/A2 and 130/2 situated at Borraravipalem, H/o Enamadala Village, Prathipadu Mandal, of Guntur District for providing of house sites to the weaker section people.

3. Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, A.P., Hyderabad for release an amount of Rs.1,82,492/- (Rupees One Lakh eighty two thousand four hundred and ninety two only) to the District Collector, Guntur, towards payment of decretal charges in AS No.753/2007 in OP No.219/97 for the land acquired to an extent of Ac. 1.03 Cts in Sy. No : 129/A2 and 130/2 situated at Borraravipalem , H/o. Enamadala Village, Prathipadu Mandal of Guntur District for providing of house sites to the weaker section people.

4. The expenditure sanctioned in para (3) above shall be met within the BE.2013-14 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

5. The Commissioner of Social Welfare, A.P., Hyderabad is directed to issue necessary Proceedings to the District Collector, Guntur to comply with the Court orders in AS No.753/2007 in OP No.219/97.

6. The District Collector, Guntur shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Expr.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To
The Spl Chief Secretary & Chief Commissioner of Land Administration,
A.P., Hyderabad
The Commissioner of Social Welfare, A.P., Hyderabad,
The District Collector, Guntur

Copy to:

The Director of Treasury & Accounts, A.P., Hyderabad,
The Accountant General, A.P., Hyderabad,
The District Treasury Officer, Guntur District.
Finance (Exp.SW/BG) Department
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER